

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

| | | |
|---------------------------------|---|-------------------------------|
| INTELLECT WIRELESS, INC., |) | |
| |) | |
| Plaintiff, |) | Civil Action No. 08 C1215 |
| |) | |
| v. |) | Honorable Joan B. Gottschall |
| |) | Magistrate Judge Susan E. Cox |
| |) | |
| T-MOBILE USA, INC., UNITED |) | |
| STATES CELLULAR CORP., |) | |
| VIRGIN MOBILE USA, L.P., HELIO, |) | |
| LLC, |) | |
| |) | |
| Defendants. |) | |

PROPOSED STIPULATED ORDER OF DISMISSAL

Plaintiff Intellect Wireless, Inc. ("Intellect Wireless") and Defendants Virgin Mobile USA, L.P. and Helio, LLC. have agreed to a compromise and settlement of this Civil Action and, based upon that agreement and the consent of Intellect Wireless and Virgin Mobile and Helio as set forth below, it is hereby ORDERED as follows:

1. This Court has jurisdiction over the subject matter of this action and over Intellect Wireless and Virgin Mobile and Helio.
2. All claims and counterclaims that were or could have been made in this Civil Action by Intellect Wireless against Virgin Mobile and Helio and by Virgin Mobile and Helio against Intellect Wireless are hereby dismissed with prejudice.

EXHIBIT A

3. All other claims of Intellect Wireless against the remaining defendants remain in place and are not in any way waived, discharged or compromised by the entry of this Order.

4. Intellect Wireless and Virgin Mobile and Helio shall each bear their own costs and attorneys' fees.

DATED: _____ SO ORDERED: _____
United States District Judge

AGREED TO:

/s/ Paul C. Gibbons
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